

Town of Leesburg
Municipal Government Center
25 West Market Street

Agenda
Town Council Meeting
Tuesday, March 14, 2006
7:30 p.m.
Council Chamber

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- A. INVOCATION:** Councilmember Burk
- B. SALUTE TO THE FLAG:** Mayor Umstattd
- C. ROLL CALL:** All Present
- D. MINUTES**
- a. January 9, 2006 work session
(The minutes were approved with minor edits by a 6-0-1 vote; Martinez absent)
 - b. February 14, 2006 regular session
(The minutes were approved by a 6-0-1 vote; Zoldos abstained)
- E. PRESENTATIONS**
- a. Resolution of Appreciation – The Honorable William C. Mims
 - b. Certificate of Appreciation – Tom Rose
 - c. Proclamation – Brain Injury Awareness Month
 - d. Jamestown 2007 Committee Update
 - e. Standing Residential Traffic Committee Requests – Liz Whiting
 - f. FY 2007 Budget
- F. PETITIONERS**
(There were 9 general petitioners)
- G. PUBLIC HEARING**
- H. LEGISLATION**

ORDINANCE

CONSENT AGENDA

On a motion by Councilmember Zoldos, seconded by Councilmember Horne, the following consent agenda was approved by 7-0 vote:

1. **RESOLUTION 2006-41**
Authorizing an agreement, approving a performance guarantee, and water and sewer extension permits for Banyan Cove.
2. **RESOLUTION 2006-42**
Authorizing an agreement and approving a performance guarantee and water and sewer extension permits for Oaklawn at Stratford, Phase I.
3. **RESOLUTION 2006-43**
Authorizing a time extension for completion of public improvements and approving a performance guarantee for Lansdowne on the Potomac, Section 44.

4. RESOLUTION 2006-44

Accepting public improvements, releasing the performance guarantees and approving maintenance guarantees for public improvements at Northlake, Sections 1 and 2; and North Lake.

5. RESOLUTION 2006-45

Accepting the public improvements, releasing the performance guarantee and approving a maintenance guarantee for public improvements at the Potomac Crossing Traffic Signal at Battlefield Parkway & Shanks Evans Road.

6. RESOLUTION 2006-46

Authorizing time extensions for completion of public improvements and approving performance guarantees for Stowers public improvements plan for Rt. 621 (Evergreen Mill Road), Wallace Drive extended and Stowers Lane; Stowers Section 1; Stowers Phase 1, Section 2; Phase 2, Section 3; and the recreation center.

7. RESOLUTION 2006-47

Requesting the Virginia Department of Transportation to accept certain streets.

8. RESOLUTION 2006-48

Donation of surplus police vehicles to the Citizens Support Team.

9. RESOLUTION 2006-49

Approving a supplemental appropriation of insurance fund reimbursements from damaged vehicles to pay for replacement and repair of vehicles.

10. RESOLUTION 2006-50

Awarding a construction contract to Fru-Con Construction Corporation of Woodbridge, VA in the amount of \$16,047,000 for the upgrade and expansion of the Kenneth B. Rollins Water Filtration Plant.

REGULAR AGENDA

The following motion was removed from the Consent Agenda. On a motion by Vice Mayor Martinez, seconded by Councilmember Zoldos the motion was tabled by a 7-0 vote:

11. RESOLUTION

Rescinding Resolution 2001-34 and establishing an underground utility distribution area and underground utility distribution corridors.

I. BOARDS AND COMMISSIONS

- a. Airport Commission
- b. Thomas Balch Library Commission
- c. Board of Architectural Review
- d. Cable Television Advisory Commission
- e. Economic Development Commission
- f. Environmental Advisory Commission
- g. Information Technology Commission
- h. Parks and Recreation Commission
- i. Planning Commission
- j. Tree Commission
- k. Standing Residential Traffic Committee

J. OLD BUSINESS

- a. Status Report on Edwards Landing

K. NEW BUSINESS

- a. On a motion by Councilmember Kramer, seconded by Vice Mayor Martinez, the following motion was approved by a 7-0 vote:

RESOLUTION 2006-51

Leesburg's 250th Anniversary Celebration Task Force.

- b. On a motion by Vice Mayor Martinez, seconded by Councilmember Kramer, the following motion was approved by a 7-0 vote:

RESOLUTION 20065-52

Authorizing a supplemental agreement to the July 1992 implementation agreement between the Toll Road Investors Partnership II, L.P. (TRIP II) and the Town for the Dulles Greenway Expansion and a reimbursement agreement for the cost of a traffic signal at Evergreen Mill Road and Battlefield Parkway.

- c. On a motion by Vice Mayor Martinez, seconded by Councilmember Hammler, the following motion was approved by a 7-0 vote:

RESOLUTION 2006-53

Supporting Dominion Virginia's revised alternative route as amended in the March 2006 rebuttal testimony; recommending underground construction for any electrical transmission line in close proximity to the Town's municipal limits and opposing any construction that involves part of the W&OD Regional Park Trail.

L. COUNCIL COMMENTS**M. MAYOR'S COMMENTS****N. MANAGER'S REPORT****O. CLOSED SESSION**

- a. On a motion by Councilmember Burk, seconded by Vice Mayor Martinez, the following motion was proposed:

Pursuant to Section 2.2-3711(A)(#) of the Code of Virginia, I move that the Leesburg Town Council convene in a closed meeting for discussion of the use of public property at the Leesburg Executive Airport and to discussion the acquisition of property on Wirt Street.

The vote for the closed session regarding the Leesburg Executive Airport was 7-0.

The vote for the closed session regarding the acquisition of property on Wirt Street was 6-0-1 with Mayor Umstattd abstaining.

Council convened in closed session at 10:56 pm.

Council reconvened in open session at 11:24 pm.

On a motion by Vice Mayor Martinez, seconded by Councilmember Burk, the following certification motion regarding discussion of the use of public property at the Leesburg Executive Airport was approved by a 7-0:

In accordance with Section 2.2-3712 of the Code of Virginia, I move that Council certify that to the best of each member's knowledge, only legal matters lawfully exempted from open meeting requirements under the Virginia Freedom of

Information Act and such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by Council.

On a motion by Vice Mayor Martinez, seconded by Councilmember Burk, the following certification motion regarding discussion of the acquisition of property on Wirt Street was approved by a 6-0-1 vote; Umstattd absent:

In accordance with Section 2.2-3712 of the Code of Virginia, I move that Council certify that to the best of each member's knowledge, only legal matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by Council.

P. ADJOURNMENT

The meeting was adjourned at 11:25 pm.